

NMED/ EPA Monthly Meeting

December 19, 2022

NMED

Michael Baca
Kirby Olson
Neal Butt,
Roslyn Higgin
Mark Jones
Armando Paz

Region 6

Sherry Fuerst
Nevine Salem
Guy Donaldson
Randy Pitre
Ron Thomas
Charlotte Goudeau

News/Announcements

R6 –

- Acting Deputy RA is Charles Maguire. Charles was the R6 Water Division Director

NMED: New introductions: Kirby Olson

Status of SIP/Non-SIP Submittals and Early Engagement

- Regional Haze Updates:
NMED: Mark Jones-
EPA: Michael Feldman--
- 110(a)(2)(D) Transport:
 - SO₂ Transport – Nevine Salem- No updates from EPA; NMED updates--no new updates. Still too low on staff to address.
 - 2015 ozone Updates –Sherry Fuerst
Link to the [[HYPERLINK "https://www.regulations.gov/document/EPA-R06-OAR-2021-0801-0001"](https://www.regulations.gov/document/EPA-R06-OAR-2021-0801-0001)]
Link to the [[HYPERLINK "https://www.federalregister.gov/documents/2022/04/06/2022-04551/federal-implementation-plan-addressing-regional-ozone-transport-for-the-2015-ozone-national-ambient"](https://www.federalregister.gov/documents/2022/04/06/2022-04551/federal-implementation-plan-addressing-regional-ozone-transport-for-the-2015-ozone-national-ambient)] Public comment closed. EPA received more than 110,000 comments
CDs establishing the timeline for the has been extended to 1/31/23
NM and CABC action- Sherry
WEG Deadline suit [[HYPERLINK "https://www.govinfo.gov/content/pkg/FR-2022-06-22/pdf/2022-13295.pdf"](https://www.govinfo.gov/content/pkg/FR-2022-06-22/pdf/2022-13295.pdf)]
Deadline suit for TX [[HYPERLINK "https://www.federalregister.gov/documents/2021/07/29/2021-16155/proposed-consent-decree-clean-air-act-citizen-suit"](https://www.federalregister.gov/documents/2021/07/29/2021-16155/proposed-consent-decree-clean-air-act-citizen-suit)]
Modeling results will be released on 1/31/2023
- 179B(b) demonstration Updates:
NMED: Armando Paz:

[[HYPERLINK "https://www.regulations.gov/document/EPA-R09-OAR-2022-0501-0001"](https://www.regulations.gov/document/EPA-R09-OAR-2022-0501-0001)]
Public comment closed 9/19/22 no comments received. [[HYPERLINK "https://www.regulations.gov/docket/EPA-R09-OAR-2022-0501/document?documentTypes=Rule"](https://www.regulations.gov/docket/EPA-R09-OAR-2022-0501/document?documentTypes=Rule)] published Oct. 19.
EPA: Sherry Fuerst, Melanie Magee

- FR final notice for the [[HYPERLINK "https://www.regulations.gov/search?filter=EPA-R06-OAR-2016-0676&sortBy=title"](https://www.regulations.gov/search?filter=EPA-R06-OAR-2016-0676&sortBy=title)] published September 29. Public comment closed October 31, 2022. Comments were received.
- Part 79 update signed Aug. 5 (Adina and Neal) [[HYPERLINK "https://www.regulations.gov/search?filter=EPA-R06-OAR-2021-0837"](https://www.regulations.gov/search?filter=EPA-R06-OAR-2021-0837)] 8/19/22. Public comment closed 9/19/22. Two supportive comments received. [[HYPERLINK "https://www.regulations.gov/search?filter=EPA-R06-OAR-2021-0837&sortBy=title&sortDirection=desc"](https://www.regulations.gov/search?filter=EPA-R06-OAR-2021-0837&sortBy=title&sortDirection=desc)].
- PB redesignation no update.
- Ozone Advance. Updates: Randy Pitre, and Brian Schath
- Ozone precursor rule: Published Aug. 5, 2022
 - Outreach Michael: developed a website.
 - Lots of questions from the public
 - Had industry workshop
 - General FAQ with guidelines.
 - Looking for real emission reductions and hoping for real o3 reductions
 - Independent Producer Association NM; represent upstream O&G producers.
 - Bob Spillers: do you have any updates?
- Energy Transition Act- Bob Spillers
 - hearing scheduled Oct. 26-28.
 - Hearing in four corners, bc of SJ power plant. Which is closed down in Sept
 - Environmental Coalition
 - Ownership of SJ power plant is in court. Trying to work out transfer of facility to Farmington. PMN and City of Farmington

Additional Topics, Questions, and Follow-up

- Construction Fees (part 75-construction fees-SIP related) Title V and NSR and rulemaking activities: Not a priority NMED still doing background investigation. Had an update meeting. Not going forward with the fee schedule for this year or next (place on hold-- but keep it on the agenda, NMED needs to keep this in the focus) Still watching
- 2021 Exceptional Event demonstrations, Armando: Planning on doing the 2021 submitted by the end of the year. Continue to work with Josh Madden. Still on schedule for an end of the year submission; Nov. 9 for public comment period to Dec. 8
- 111(d) Emission Guidelines for Oil & Gas: We issued a proposal on November 2nd (signature date, Nov. 15, 2021 was publication date). EPA received nearly 500,000 written comments during the public comment period. We reviewed the comments have issued a [[HYPERLINK "https://www.federalregister.gov/documents/2022/12/06/2022-24675/standards-of-performance-for-new-reconstructed-and-modified-sources-and-emissions-guidelines-for"](https://www.federalregister.gov/documents/2022/12/06/2022-24675/standards-of-performance-for-new-reconstructed-and-modified-sources-and-emissions-guidelines-for)], Dec. 6, 2022. The [[HYPERLINK "https://www.epa.gov/controlling-air-pollution-oil-and-natural-gas-industry/epa-issues-supplemental-proposal-reduce"](https://www.epa.gov/controlling-air-pollution-oil-and-natural-gas-industry/epa-issues-supplemental-proposal-reduce)] are available on EPA's website. [[HYPERLINK "https://www.epa.gov/controlling-air-pollution-oil-and-natural-gas-industry/public-hearing-epas-supplemental-proposal"](https://www.epa.gov/controlling-air-pollution-oil-and-natural-gas-industry/public-hearing-epas-supplemental-proposal)] to attend public meetings on January 10,11,12, 2023, 10 AM- 8 PM EST; Comments due February 13, 2023.

- **SAVE THE DATE:** The Emissions Inventory and Analysis Group in EPA's Office of Air Quality Planning and Standards announced the dates for next year's International Emissions Inventory Conference (IEIC). Please mark your calendars for **September 26th – September 29th, 2023, in Seattle, WA**. Additional information on the conference venue will be provided soon, so stay tuned.

Please stay tuned for more updates about the 2023 IEIC via email. To view the **program from the previous IEIC** held in Dallas, TX, visit [[HYPERLINK "https://www.epa.gov/air-emissions-inventories/2019-international-emissions-inventory-conference-collaborative"](https://www.epa.gov/air-emissions-inventories/2019-international-emissions-inventory-conference-collaborative)].

Upcoming rule making activities

Other items for status follow-up or separate discussions.

Next scheduled Monthly January 23 1:00-2:00 PM MDT

NAAQS – periodic reviews (NS = no schedule for next review): [[HYPERLINK "https://www.epa.gov/naaqs"](https://www.epa.gov/naaqs)]

Carbon Monoxide (2011) – NS: [[HYPERLINK "https://www.epa.gov/naaqs/carbon-monoxide-co-air-quality-standards"](https://www.epa.gov/naaqs/carbon-monoxide-co-air-quality-standards)]

Primary SO₂ – (2019) – NS: [[HYPERLINK "http://www.epa.gov/naaqs/sulfur-dioxide-so2-primary-air-quality-standards"](http://www.epa.gov/naaqs/sulfur-dioxide-so2-primary-air-quality-standards)]

Ozone – EPA is reconsidering the December 2020 decision to retain the Ozone NAAQS. The Clean Air Scientific Advisory Committee (CASAC) reviewed the ISA associated with the 2020 decision to retain the NAAQS and had numerous comments (posted on the CASAC web pages at [[HYPERLINK "https://casac.epa.gov"](https://casac.epa.gov)]). We expect the next step will be a supplemental Integrated Science Assessment from EPA, possibly mid-2023.

Particulate Matter (PM) – Proposed decision expected anytime! (still w/OMB - submitted to OMB 8-16-22).

Lead (2016) - Anticipate draft Integrated Science Assessment early in 2023

Secondary NO₂/SO₂/PM – Anticipate the draft Policy Assessment early in 2023
[Prior review completed spring 2012 – retained w/o revision]

Primary NO₂ (2018) – Announced in the December 9, 2022, FR: Interested parties are invited to assist EPA in developing and refining the scientific information base for the review of the primary NO₂ NAAQS by submitting research studies and data that have been published in the peer reviewed scientific literature, accepted for publication, or presented at a public scientific meeting since May 15, 2015. Submissions due NLT 2/7/2023.